Dialysis Clinic Advisory Committee Meeting Minutes

 Date: 02/18/2014
 Convened: 1:10 p.m Adjourned: 2:05 p.m.
 Room: C1D
 Minutes Prepared by: Nancy Brown

 Meeting Called By: Judy Hughes
 Facilitator: Judy Hughes

Purpose of Meeting: Monthly meeting of Dialysis Clinic Advisory Committee

Stakeholder Attendees: Tracy Flitcraft, Archie Jones, Debra Hollister. By phone Bernadette Johnson. **CDPHE Attendees**: Judy Hughes, Carol Cambria, Cheryl McMahon, Jennie Pike, Laurie Schoder, Lorraine Dixon-Jones

Handouts

Copies of minutes of January 21, 2014 meeting

• February 10, 2014 Draft to Chapter XV – Dialysis Treatment Clinics

Discussion

- January 21, 2014 minutes were approved as presented.
- Laurie Schoder discussed the changes highlighted in the regulation draft of Chapter XV Dialysis Treatment Clinics dated February 10, 2014.
 - Section 5, 5.6.8 and Section 6, 6.4.3. Section 5.6.8 was stricken as Laurie checked the Centers for Disease Control (CDC) recommendations and the CDC has no recommendations for routine testing of personnel. As a counterbalance, a new item was added in Section 6, 6.4.3, phrased in general terms so if CDC changes their recommendations the section will still apply as written.
 - Section 6, 6.3.2(F). In the January 6, 2014 draft this was separate section 6.3.3, but was better suited to be included as item (F) under 6.3.2.
 - Section 6, 6.3.5. Added the term "or area" as discussed during the last committee meeting.
- Bernadette Johnson shared comments on the proposed regulation draft from Dr. Harmeet Singh, Physician with Western Nephrology.
 - Section 2, 2.7. Definition of "hemodialysis technician." Dr. Singh commented that the definition was too broad and could be interpreted to include social workers, dietitians, mid-level providers, etc. The group suggested that the phrase could be amended to "....provides direct dialysis care" for clarity. There is additional supporting information regarding Hemodialysis Technicians in Section 5.5. NOTE: After the 2/18/14 meeting, Laurie Schoder verified that the definition for Hemodialysis Technician is included in statute; therefore the regulation must contain the same statutory language.
 - Section 2, 2.4 and 2.10, Definitions. Dr. Singh commented that the definition of "end-stage renal disease" and the definition of "non-end stage renal failure" are worded inconsistently. The group verified that this wording had been chosen to encompass various types of acute patients.
 - Section 5, 5.2. Dr. Singh commented on the use of the term "administrative officer." Facilities use different terminology for their administrator and not all can be incorporated into the regulation. Bernadette decided that this particular comment appeared to relate to an internal issue rather than a recommended change for the regulation.
- Laurie recapped the regulation approval process. In March she will appear before the Board of Health to request a hearing be set in May. The final proposed draft will highlight all changes from the original regulation to the proposed draft regulation and will be posted on the division's website and sent to all licensed dialysis clinics and related organizations for public comment. The deadline for comment will be the first week in March. If any significant changes are recommended, Laurie will notify the group and, if necessary, the committee can reconvene for discussion. Usually, any changes recommended by the public are minor in nature, especially when the regulation has been developed through a committee such as this one.
- Anyone on the committee is invited to come to the Board of Health meeting in May to testify on behalf of the
 regulation changes. The Board is always interested in rule changes and appreciates input from providers and
 technical insight that members of this committee can provide.
- Judy Hughes thanked the group for their hard work on recommending revisions to the regulation in such a short period of time.

- It had been suggested at the January 18th meeting that occurrences be discussed at the February meeting; however, at this time, the Occurrence Committee has very little progress to share with the group. During the March meeting of the Occurrence Committee, neglect and abuse will be discussed. Eventually that group should have a comprehensive list available of what is and is not reportable as an occurrence.
- The move of the Life Safety Code section from CDPHE to the Department of Public Safety (DPS) was discussed. Some clinics, especially those that are not free-standing, have run into some difficulties with some of DPS stringent standards. Judy recommended that facilities use the appeal process when such issues arise.
- Judy asked the group to e-mail her any issues that should be discussed by the committee in future meetings.
- Debra mentioned that she has been working on establishing a nationwide council to discuss issues of concern to
 dialysis clinics with the ultimate goal of creating a network among providers. The council's first conference call will
 be held on Thursday, February 20. The group encouraged her to share the results of the phone call at the next
 Dialysis Clinic Advisory Committee Meeting in March.
- Judy mentioned that with the division's realignment, there is a new education section being established to assist providers with questions.
- The need for a cleanup bill was discussed and there was some indication that it might be picked up. The bill would do two things remove the unintended consequences of excluding out of state doctors from prescribing treatment for clients in Colorado and secondly remove the prefix of *hemo* from dialysis since the statute now can be interpreted that a license would not be required if a facility only provides peritoneal dialysis.

Meeting adjourned at 2:05. The next meeting will be held on Tuesday, March 18th at 1:00 in Room C1E.